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4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 ROBERT TYNSKY,

8 Petitioner,

Case No. C20-0162-RAJ

9 v.

10 STATE OF WASHINGTON,

ORDER DISMISSING FEDERAL
HABEAS ACTION

11 Respondent.

12 The Court, having reviewed petitioner's petition for writ of habeas corpus, the Report and
13 Recommendation of Mary Alice Theiler, United States Magistrate Judge, any objections thereto,
and the remaining record, hereby finds and ORDERS:

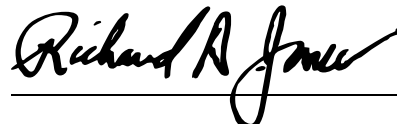
14 (1) The Report and Recommendation is approved and adopted;

15 (2) Petitioner's petition for writ of habeas corpus (Dkt. 3), and this action, are
DISMISSED without prejudice for failure to exhaust state court remedies;

16 (3) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the
17 United States District Courts, a certificate of appealability is DENIED; and

18 (4) The Clerk is directed to send copies of this Order to petitioner and to the Honorable
Mary Alice Theiler.

19 DATED this 9th day of April, 2020.

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22 The Honorable Richard A. Jones
23 United States District Judge